

United States District Court
NORTHERN DISTRICT OF CALIFORNIA

00 APR -8 PM 2:47

RECEIVED BY WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Walter Perez Escobar, Margarito Gonzalez, and
Francisco Cisneros-Zavala, individually and on
behalf of all others similarly situated,

SUMMONS IN A CIVIL CASE **WHA**

CASE NUMBER:

CV 08 1120

V.

Whiteside Construction Corporation, NMS
Supply, Inc., J. W. Construction, Inc., and David
R. Whiteside

TO: (Name and address of defendant)

Whiteside Construction Corporation
1151 Hensley Street
Richmond, California 94801

And the Above Named Defendants

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Alan Harris
Harris & Ruble
5455 Wilshire Boulevard, Suite 1800
Los Angeles, California 90069

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgement by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Richard W. Wieking

CLERK


Helen L. Almacer
Helen L. Almacer

(BY) DEPUTY CLERK

FEB 25 2008

DATE _____

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and Complaint was made by me ¹	DATE March 29, 2008	
Name of SERVER David Harris	TITLE Attorney	
Check one box below to indicate appropriate method of service		
<input checked="" type="checkbox"/> Served Personally upon the Defendant. Place where served:	Michelle Whiteside, Agent for Service of Process And J.W. Construction Inc.; 20 Baywood Cir., Novato CA 94949	
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:		
<input type="checkbox"/> Returned unexecuted:		
<input type="checkbox"/> Other (specify):		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
—	—	—
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p>		
Executed on <u>4/8/08</u> <small>Date</small>	<div style="text-align: center;">  Signature of Server </div> <div style="text-align: center; margin-top: 10px;"> <u>901 Irwin, San Rafael, CA 94901</u> Address of Server </div>	
<small>(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure</small>		

(Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE

DATE

March 29, 2008

Service of the Summons and Complaint was made by me ¹

Name of SERVER

David Harris

TITLE

Attorney

Check one box below to indicate appropriate method of service



Served Personally upon the Defendant. Place where served:



Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left:

Served David Whiteside, on behalf of himself and Whiteside Construction Corp. and NMS Supply Inc.



Returned unexecuted:

Left with Mr. Whiteside's wife, Michelle Whiteside, 20 Baywood Cir, Novato, CA 94949



Other (specify):

STATEMENT OF SERVICE FEES

TRAVEL

SERVICES

TOTAL

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

Date

4/8/08

Signature of Server



Address of Server

901 Erwin, San Rafael CA 94901

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure